



USDA Foreign Agricultural Service

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## Mexico

### Food and Agricultural Import Regulations and Standards

#### Cancellation of Emergency Regulation - Phytosanitary Standard for Imported Beans: NOM— EM-041-FITO

**2003**

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**Report Highlights:**

On May 23, 2003, Mexico published the cancellation of emergency standard, NOM-041, which had established the phytosanitary, quality, and labeling requirements for imported beans for human consumption from Argentina, Canada, Chile, Nicaragua, and the United States. The cancellation of NOM-041 took effect on May 24, 2003.

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Includes PSD Changes: No  
Includes Trade Matrix: No  
Unscheduled Report  
Mexico [MX1]  
[MX]

**Introduction:** This report summarizes an announcement published in Mexico's "*Diario Oficial*" (Federal Register) on May 23, 2003.

**Disclaimer:** This summary is based on a *cursory* review of the subject announcement and therefore should not, under any circumstances, be viewed as a definitive reading of the regulation in question, or of its implications for U.S. agricultural export trade interests. In the event of a discrepancy or discrepancies between this summary and the complete regulation or announcement as published in Spanish, the latter shall prevail.

**Title:** Cancellation of the Emergency Official Standard NOM-EM-041-FITO-2003, Phytosanitary Requirements for Imported Dry Beans for Human Consumption

**Type of Regulation:** Cancellation

#### Important Dates

1. **Publication Date:** May 23, 2003
2. **Effective Date:** May 24, 2003

**Products Affected:** Dry edible beans

**FAS/Mexico's Executive Summary:** On May 23, 2003, the Secretariat of Agriculture, Livestock, Rural Development, Fishery and Food (SAGARPA) published in the "*Diario Oficial*" the Cancellation of the Emergency Official Standard NOM-EM-041-FITO-2003, Phytosanitary Requirements for Imported Dry Beans for Human Consumption.

The announcement was made after SAGARPA verified that, as a result of exporting countries' increasing their phytosanitary and quality control measures prior to the shipment of dry beans, no report of associated pests had been found in Mexico. SAGARPA indicated that it had initially implemented the NOM-041 measures, due to concern about the introduction and dissemination of pests that could affect vegetables as a result of the increased volume of international grain trade and the extensive, but unregulated, movements of freight transportation vehicles. However, since no associated pests had been found, SAGARPA considers that the cause for this NOM to be no longer valid.

**Background:** On April 4, 2003, the Secretariat of Agriculture, Livestock, Rural Development, Fisheries and Food (SAGARPA) published in the *Diario Oficial* (Federal Register) the emergency regulation that established the phytosanitary requirements for imported dry edible beans for human consumption from Argentina, Canada, Chile, United States of America and Nicaragua in order to prevent the introduction of pests into Mexico. The NOM also included, as the most important provisions, the requirement of methyl bromide fumigation in the country of origin and the specification of state or province of origin on the International Phytosanitary Certificate. This regulation had been viewed as unnecessarily trade restrictive and one which would adversely impact U.S. dry bean exports to Mexico. (see *MX3047*)

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*FAS Mexico Web Site:* We are available at <http://www.atomexico.gob.mx> or visit our Headquarter's home page at <http://www.fas.usda.gov> for a complete selection of FAS' worldwide agricultural reporting.